



Executive Committee

**Filed: 5/6/2009**

09600SB1483ham001

LRB096 07510 ASK 26155 a

1 AMENDMENT TO SENATE BILL 1483

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1483 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Speech-Language Pathology and  
5 Audiology Practice Act is amended by changing Section 3 and by  
6 adding Section 9.3 as follows:

7 (225 ILCS 110/3) (from Ch. 111, par. 7903)

8 (Section scheduled to be repealed on January 1, 2018)

9 Sec. 3. Definitions. The following words and phrases shall  
10 have the meaning ascribed to them in this Section unless the  
11 context clearly indicates otherwise:

12 (a) "Department" means the Department of Financial and  
13 Professional Regulation.

14 (b) "Secretary" means the Secretary of Financial and  
15 Professional Regulation.

16 (c) "Board" means the Board of Speech-Language Pathology

1 and Audiology established under Section 5 of this Act.

2 (d) "Speech-Language Pathologist" means a person who has  
3 received a license pursuant to this Act and who engages in the  
4 practice of speech-language pathology.

5 (e) "Audiologist" means a person who has received a license  
6 pursuant to this Act and who engages in the practice of  
7 audiology.

8 (f) "Public member" means a person who is not a health  
9 professional. For purposes of board membership, any person with  
10 a significant financial interest in a health service or  
11 profession is not a public member.

12 (g) "The practice of audiology" is the application of  
13 nonmedical methods and procedures for the identification,  
14 measurement, testing, appraisal, prediction, habilitation,  
15 rehabilitation, or instruction related to hearing and  
16 disorders of hearing. These procedures are for the purpose of  
17 counseling, consulting and rendering or offering to render  
18 services or for participating in the planning, directing or  
19 conducting of programs that are designed to modify  
20 communicative disorders involving speech, language or auditory  
21 function related to hearing loss. The practice of audiology may  
22 include, but shall not be limited to, the following:

23 (1) any task, procedure, act, or practice that is  
24 necessary for the evaluation of hearing or vestibular  
25 function;

26 (2) training in the use of amplification devices;

1           (3) the fitting, dispensing, or servicing of hearing  
2 instruments; and

3           (4) performing basic speech and language screening  
4 tests and procedures consistent with audiology training.

5           (h) "The practice of speech-language pathology" is the  
6 application of nonmedical methods and procedures for the  
7 identification, measurement, testing, appraisal, prediction,  
8 habilitation, rehabilitation, and modification related to  
9 communication development, and disorders or disabilities of  
10 speech, language, voice, swallowing, and other speech,  
11 language and voice related disorders. These procedures are for  
12 the purpose of counseling, consulting and rendering or offering  
13 to render services, or for participating in the planning,  
14 directing or conducting of programs that are designed to modify  
15 communicative disorders and conditions in individuals or  
16 groups of individuals involving speech, language, voice and  
17 swallowing function.

18           "The practice of speech-language pathology" shall include,  
19 but shall not be limited to, the following:

20           (1) hearing screening tests and aural rehabilitation  
21 procedures consistent with speech-language pathology  
22 training;

23           (2) tasks, procedures, acts or practices that are  
24 necessary for the evaluation of, and training in the use  
25 of, augmentative communication systems, communication  
26 variation, cognitive rehabilitation, non-spoken language

1 production and comprehension; ~~and-~~

2 (3) the use of rigid and flexible endoscopes for the  
3 sole purpose of observing and obtaining images of the  
4 pharynx and larynx.

5 (i) "Speech-language pathology assistant" means a person  
6 who has received a license pursuant to this Act to assist a  
7 speech-language pathologist in the manner provided in this Act.  
8 (Source: P.A. 94-528, eff. 8-10-05; 95-465, eff. 8-27-07.)

9 (225 ILCS 110/9.3 new)

10 (Section scheduled to be repealed on January 1, 2018)

11 Sec. 9.3. Requirements for the use of endoscopes.

12 (a) A speech-language pathologist may perform an  
13 endoscopic procedure using either a rigid or flexible endoscope  
14 for the sole purpose of observing and obtaining images of the  
15 pharynx and larynx if all of the following requirements have  
16 been met:

17 (1) If the patient has a voice disorder or vocal cord  
18 dysfunction, he or she must be examined by a physician who  
19 has been granted hospital privileges to perform these  
20 procedures and the speech-language pathologist must have  
21 received from that physician a written referral and direct  
22 authorization to perform the procedure.

23 (2) If the patient has a swallowing disorder or a  
24 velopharyngeal disorder, he or she must be examined by a  
25 physician licensed to practice medicine in all its branches

1 and the speech-language pathologist must have received  
2 from that physician a written referral and direct  
3 authorization to perform the procedure.

4 (3) The speech-language pathologist has (i) been  
5 granted hospital privileges to perform these procedures or  
6 (ii) completed a hands-on university or college course, or  
7 a hands-on seminar or workshop in endoscopy as a technique  
8 for investigating speech and swallowing, which qualifies  
9 for continuing education credit with the American  
10 Speech-Language-Hearing Association (ASHA).

11 (4) The speech-language pathologist must send a  
12 written report or recorded copy of the observations  
13 recorded during the procedure to the referring physician,  
14 and if the speech-language pathologist performs the  
15 procedure and observes an abnormality or the possibility of  
16 a condition that requires medical attention, the  
17 speech-language pathologist shall immediately refer the  
18 patient to the referring physician for examination.

19 (5) In no instance may the speech-language pathologist  
20 use an endoscope to perform any procedure that disrupts  
21 living tissue.

22 (b) A speech-language pathologist may use a flexible  
23 endoscope for the sole purpose of observing and obtaining  
24 images of the pharynx and larynx if, in addition to meeting the  
25 requirements of subsection (a) of this Section, all of the  
26 following requirements have been met:

1           (1) The speech-language pathologist has observed 10  
2           procedures performed by either (i) a physician who has been  
3           granted hospital privileges to perform these procedures or  
4           (ii) a speech-language pathologist who has met the  
5           requirements of item (3) of subsection (a) of this Section  
6           and items (1) and (2) of this subsection (b) in a licensed  
7           health care facility or a clinic affiliated with a  
8           hospital, university, college, or ASHA-approved continuing  
9           education course that has emergency medical backup and a  
10           physician available or in the office of a physician who is  
11           available.

12           (2) The speech-language pathologist has successfully  
13           performed 25 procedures under the direct supervision of a  
14           physician who has been granted hospital privileges to  
15           perform these procedures; provided, however, that the  
16           physician may delegate the supervision of up to 10 of the  
17           25 procedures to a speech-language pathologist who has met  
18           the requirements of this Section. The supervising  
19           physician shall provide written verification that the  
20           speech-language pathologist in training has successfully  
21           completed the requirements of this item (2) demonstrating  
22           the ability to perform these procedures. The  
23           speech-language pathologist shall have this written  
24           verification on file and readily available for inspection  
25           upon request by the Board.

26           (3) The observation of the patient's function must take

1 place (i) under the supervision of a physician and (ii) in  
2 a licensed health care facility or a clinic affiliated with  
3 a hospital, university, or college that has emergency  
4 medical backup and a physician available or in the office  
5 of a physician who is available.

6 (c) Nothing in this Section shall be construed to authorize  
7 a medical diagnosis.

8 (d) Nothing in this Section shall preclude the use of a  
9 rigid or flexible endoscope for the purpose of training or  
10 research done in conjunction with a speech-language pathology  
11 program accredited by the Council for Academic Accreditation,  
12 provided that (i) emergency medical backup is available when  
13 flexible endoscopy is performed and (ii) such training or  
14 research is performed with the participation of either a  
15 physician who has been granted hospital privileges to perform  
16 these procedures or a speech-language pathologist who has met  
17 the requirements of item (3) of subsection (a) of this Section  
18 and items (1) and (2) of subsection (b) of this Section.

19 (e) Nothing in this Section shall be construed to allow a  
20 speech-language pathologist to use an anesthetic without the  
21 authorization of a physician who has been granted hospital  
22 privileges to perform the procedure.

23 Section 99. Effective date. This Act takes effect upon  
24 becoming law.".